

04-19-07

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No. .... 10/613,857  
Filing Date ..... 7/02/2003  
Inventor..... Leo Chiu  
Group Art Unit ..... 2614  
Examiner ..... Gauthier, Gerald  
Attorney's Docket No. .... APPT-017.US  
Confirmation No. .... 4334  
Title: Behavioral Adaptation Engine for Discerning Behavioral Characteristics of Callers  
Interacting with An VXML-Compliant Voice Application

**RESUBMISSION OF SUPPLEMENTAL RESPONSE FILED APRIL 12, 2007**

To: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

From: Steven R. Sponseller (Tel. 509-389-0584)  
Customer Number: 65,898

Applicant previously filed the attached response via facsimile on April 12, 2007 (a copy of the facsimile transmission verification report is attached). However, this filing was not recorded in PAIR. To ensure timely submission of this response, Applicant is resubmitting the same response via Express mail (Express Mail No. EB 013536322 US) on April 18, 2007 (for delivery to the U.S. Patent and Trademark Office on April 19, 2007). This supplemental response was prepared at the request of Examiner Gauthier.

If there are any remaining issues with this case, please contact the attorney below immediately via telephone.

Respectfully Submitted,

Date: April 18, 2007

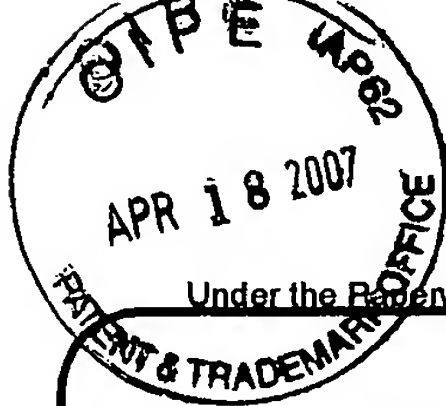
By: Steven R. Sponseller  
Steven R. Sponseller  
Reg. No. 39,384  
(509) 389-0584

TRANSMISSION VERIFICATION REPORT

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number

10/613,857

Filing Date

7/02/2003

First Named Inventor

Leo Chin

Art Unit

2614

Examiner Name

Gauthier, Gerald

Attorney Docket Number

APT-017.05

**ENCLOSURES (Check all that apply)**

Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Reply to Missing Parts/  
Incomplete ApplicationReply to Missing Parts  
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a  
Provisional Application

Power of Attorney, Revocation



Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) \_\_\_\_\_



Landscape Table on CD



After Allowance Communication to TC

Appeal Communication to Board  
of Appeals and InterferencesAppeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please identify  
below):1. Certificate of Transmission  
Under 37 CFR 1.8

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

Innovation Strategies, Inc.

Signature

Printed name

Steven R. Sponseller

Date

April 12, 2007

Reg. No.

39,384

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name

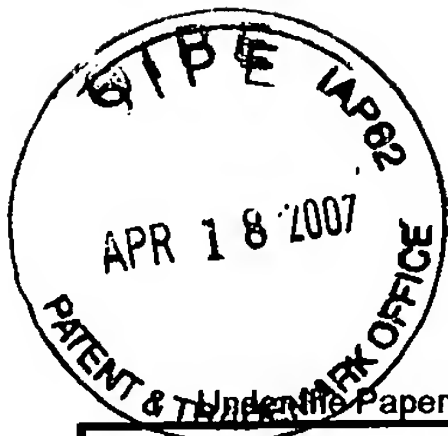
Steven R. Sponseller

Date

April 12, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



## Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on April 12, 2007  
Date

App. No: 10/613,857

  
Signature

Steven Sponseller  
Typed or printed name of person signing Certificate

39,384  
Registration Number, if applicable

509-389-0584  
Telephone Number

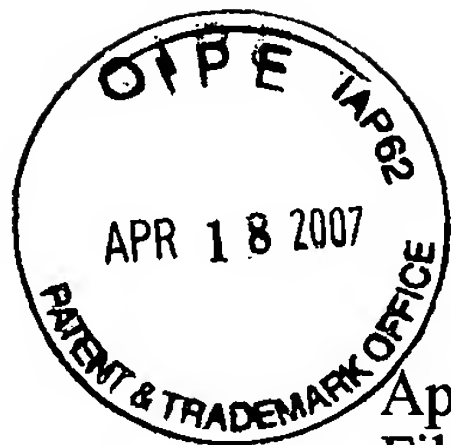
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Attached: 1. Transmittal Form (1 page)  
2. Supplemental Response (3 pages)

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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Confirmation No. .... 4334  
Title: Behavioral Adaptation Engine for Discerning Behavioral Characteristics of  
Callers Interacting with An VXML-Compliant Voice Application

**SUPPLEMENTAL RESPONSE TO OFFICE ACTION DATED**  
**JANUARY 11, 2007**

To: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

From: Steven R. Sponseller (Tel. 509-389-0584; FAX 408-288-7542)  
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